

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

| | | |
|--|---|--------------------|
| PEOPLE OF THE STATE OF ILLINOIS, |) | |
| |) | |
| Complainant, |) | |
| |) | PCB No. 2009-107 |
| vs. |) | (Enforcement: Air) |
| |) | |
| TATE AND LYLE INGREDIENTS |) | |
| AMERICAS, INC., an Illinois corporation, |) | |
| |) | |
| Respondent |) | |

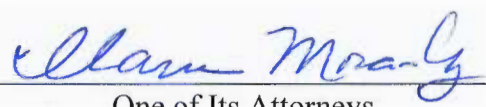
NOTICE OF FILING

To: See Attached Service List

PLEASE TAKE NOTICE that on January 21, 2014, I electronically filed with the Clerk of the Pollution Control Board of the State of Illinois RESPONDENT'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE RESPONSE TO COMPLAINANT'S MOTION TO STRIKE , a copy of which is attached hereto and served upon you.

DATED: January 21, 2014

Respectfully submitted,
TATE AND LYLE INGREDIENTS
AMERICAS LLC

By 
One of Its Attorneys

James L. Curtis
Jeryl L. Olson
Ilana R. Morady
SEYFARTH SHAW LLP
131 South Dearborn Street
Suite 2400
Chicago, Illinois 60603
(312) 460-5000

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| AMERICAS, INC., an Illinois corporation, |) | |
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| Respondent |) | |

**RESPONDENT'S UNOPPOSED MOTION FOR EXTENSION OF TIME
TO FILE RESPONSE TO COMPLAINANT'S MOTION TO STRIKE**

Respondent, TATE AND LYLE INGREDIENTS AMERICAS LLC, by and through its attorneys, Seyfarth Shaw LLP, moves the Illinois Pollution Control Board ("Board"), pursuant to 35 Ill. Adm. Code 101.522, for a sixty (60) day extension of time to respond to Complainant's Motion to Strike Respondent's Affirmative Defenses. Complainant does not oppose this Motion. In support of this Motion, Respondent states as follows:

1. Complainant has filed a Motion to Strike Affirmative Defenses. Respondent's response to Complainant's Motion is currently due to be filed on January 24, 2014.
2. On January 16, 2014, the Parties met to discuss the possibility of settlement. At that meeting Respondent agreed to provide Complainant with a written proposal regarding certain compliance issues and the Parties intend to schedule another meeting in the near future.
3. By the instant motion, Respondent seeks an additional sixty (60) days, *i.e.* until March 25, 2014, to respond to Complainant's Motion to Strike to accommodate the Parties' settlement negotiations without incurring additional unnecessary litigation costs.

4. The Board's General Rules allows for Motions for Extension of Time as follows:

The Board or hearing officer, for good cause shown on a motion after notice to the opposite party, may extend the time for filing any document or doing any act which is required by these rules to be done within a limited period, either before or after the expiration of time. 35 Ill. Adm. Code 101.522.

5. Counsel for Complainant has no objection to this motion.

6. Respondent makes this Motion in good faith and not for purposes of delay.

WHEREFORE, Respondent moves for an extension of time until March 25, 2014 to file a response to Complainant's Motion to Strike Respondent's Affirmative Defenses.

DATED: January 21, 2014

Respectfully submitted,
TATE AND LYLE INGREDIENTS
AMERICAS LLC

By 
One of Its Attorneys

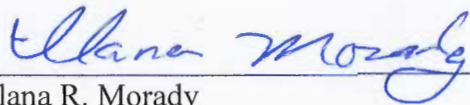
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CERTIFICATE OF SERVICE

Ilana R. Morady, an attorney, certifies that she caused a true and correct copy of the enclosed NOTICE OF FILING and RESPONDENT'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE RESPONSE TO COMPLAINANT'S MOTION TO STRIKE to be served via U.S Mail, postage prepaid, this 21st day of January, 2014.

To: Matthew Dunn
Environmental Bureau
Assistant Attorney General
500 South Second Street
Springfield, Illinois 62706

Carol Webb, Hearing Officer
Illinois Pollution Control Board
1021 North Grand Avenue East
P.O. Box 19274
Springfield, Illinois 62794


Ilana R. Morady